

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on February 16, 2010.

Mayor Cline led the Pledge of Allegiance.

Mayor Cline presided and called the meeting to order at 6:30 p.m.

The following members of the Council answered roll call physically present: YEA Commissioner Randy Ervin, Absent Commissioner Tim Gover, YEA Commissioner Rick Hall, YEA Commissioner Chris Rankin, YEA Mayor David Cline.

Also physically present were City personnel: City Administrator Sue McLaughlin, Attorney & Treasurer J. Preston Owen, Public Works Director David Wortman, Community Development Coordinator Kyle Gill, Fire Chief Tony Nichols, Police Chief David Griffith, Deputy Police Chief Adam Weinstock, and City Clerk Susan O'Brien.

Mayor Cline seconded by Commissioner Hall moved to approve the consent agenda consisting of minutes of the regular meeting February 2, 2010; special meetings February 5 and 11, 2010; Fire and Police Department reports for the month of January, 2010 and Police 2009 Annual Report; bills and payroll for the first half of February, 2010 and HOME Rehab Grant Expenditures.

Bills and payroll for the first part of February, 2010

General Fund

Payroll	\$	239,739.22
Bills	\$	<u>512,251.47</u>
Total	\$	751,990.69

Hotel Tax Fund

Payroll	\$	1,666.65
Bills	\$	<u>3,055.70</u>
Total	\$	4,722.35

Festival Management

Bills	\$	<u>4,217.72</u>
Total	\$	4,217.72

Insurance & Tort Judgment

Bills	\$	<u>1,720.00</u>
Total	\$	1,720.00

Capital Project Fund

Bills	\$	<u>215,505.46</u>
	\$	215,505.46

Water Fund

Payroll	\$	31,433.24
Bills	\$	<u>42,558.43</u>
Total	\$	73,991.67

Sewer Fund

Payroll	\$	34,103.78
Bills	\$	<u>70,044.91</u>
Total	\$	104,148.69

Cemetery Fund

Payroll	\$	2,781.15
Bills	\$	<u>1,249.02</u>
Total	\$	4,030.17

Health Insurance

Bills		\$ 39,447.01
	Total	\$ 39,447.01

Motor Fuel Tax Fund

Bills		\$ 77,693.60
	Total	\$ 77,693.60

Revolving Loan Fund

Bills		\$ 180.00
	Total	\$ 180.00

Mayor Cline declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Ervin, Absent Commissioner Gover, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Cline.

Mayor Cline opened the floor for public comments/presentations and non-agenda items. There was no discussion.

Chief Griffith acknowledged the retirement of Sgt. Morris Sparr from the Mattoon Police Department after more than 30 years of service with the City. Mayor Cline presented Sgt. Sparr with a retirement plaque and thanked him for his service.

Mayor Cline announced the upcoming retirement of Police Chief David Griffith effective April 23, 2010.

Presentation: Ready to Read Mattoon Middle School – A Dog's Life: The Autobiography of a Stray by Ann M. Martin. Mrs. Dalena Hall presented a background of the Ready to Read Across Mattoon program, praised the students for their dedication to the program, and introduced Mrs. Anita Trame. Mrs. Anita Trame introduced the presenting students: Brock Taylor, Sarah Etchison, Annie Farfara, and Kaite Diener (photographer), and elaborated on the Ready to Read program. The students articulated the decision-making process of the book, synopsis of the book, and challenged the community to read the book. Mrs. Trame emphasized the funding of the program was through outside sources, not taxes. The students provided insight on their selection process.

Mrs. Jackie Record announced the walkthrough of the Depot tomorrow, presented by the Depot Committee and Historical Society, and extended an invitation to the Council.

Commissioner Hall seconded by Commissioner Ervin moved to adopt Resolution 2010-2799, giving notice to the Illinois Department of Transportation of the 4th of July parade to be sponsored by the City of Mattoon.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2010-2799

WHEREAS, the **City of Mattoon** is sponsoring a **Parade** in the **City of Mattoon** which event constitutes a public purpose;

WHEREAS, this **Parade** will require the temporary closure of **US 45 / IL 121**, a State Highway in the **City of Mattoon** from **Western Avenue to Broadway Avenue**;

WHEREAS, Section 4-408 of the Illinois Highway Code Authorizes the Illinois Department of Transportation to issue permits to local authorities to temporarily close portions of State Highways for such public purposes.

NOW, THEREFORE, BE IT RESOLVED by the **Council** of the **City of Mattoon** that permission to close off **US 45 / IL 121** from **Western Avenue to Broadway Avenue** as above designated, be requested of the Illinois Department of Transportation.

BE IT FURTHER RESOLVED that this closure shall occur during the approximate time period between **9:00 AM** and **10:30 AM** on **July 3rd, 2010**.

BE IT FURTHER RESOLVED that this closure is for the public purpose of the **July 4th Parade**.

BE IT FURTHER RESOLVED that traffic from the closed portion of highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department and which is conspicuously marked for the benefit of traffic diverted from the State Highway. (The parking of vehicles shall be prohibited on the detour route to allow an uninterrupted flow of two-way traffic.)* The detour shall be as follows: **The parade will only be crossing the State route at an angle from Western Avenue to Broadway Avenue; therefore, a detour will not be necessary due to the ability to open the road to traffic as required.**

*To be used when appropriate.

BE IT FURTHER RESOLVED that the **City of Mattoon** assumes full responsibility for the direction, protection and regulation of the traffic during the time the detour is in effect.

BE IT FURTHER RESOLVED that the police officers or authorized flaggers shall at the expense of the **City of Mattoon** be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour.

BE IT FURTHER RESOLVED that police officers, flaggers and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

BE IT FURTHER RESOLVED that all debris shall be removed by the **City of Mattoon** prior to reopening the State Highway.

BE IT FURTHER RESOLVED that such signs, flags, barricades, etc., shall be used by the **City of Mattoon** as may be approved by the Illinois Department of Transportation. These items shall be provided by the **City of Mattoon**.

BE IT FURTHER RESOLVED that the closure and the detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices.

BE IT FURTHER RESOLVED that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for the traffic on intersecting highways pursuant to conditions noted above. (Note: This paragraph is applicable when the Resolution pertains to a Parade or when a detour is required)

BE IT FURTHER RESOLVED that the **City of Mattoon** hereby agrees to assume all liabilities and pay all claims for any damage which shall be occasioned by the closing described above.

BE IT FURTHER RESOLVED that the **City of Mattoon** shall provide a comprehensive general liability insurance policy or an additional endorsement in the amount of \$100,000 per person and \$500,000 on aggregate which as the Illinois Department of Transportation and its officials, employees and agents as insured's and which protects them from all claims arising from the requested road closing.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Illinois Department of Transportation so serve as a formal request for the permission sought in this resolution and to operate as part of the conditions of said permission.

PRESENTED this 16th day of February, 2010. A.D.

APPROVED this 16th day of February, 2010 A.D.

ADOPTED this 16th day of February, 2010. A.D.

/s/ David W. Cline
MAYOR

ATTEST:

/s/ Susan J. O'Brien
MUNICIPAL CLERK

Mayor Cline called for comments from the staff, public, and Council. There were no comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, Absent Commissioner Gover, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Cline.

Commissioner Hall seconded by Commissioner Ervin moved to adopt Resolution 2010-2800, giving notice to the Illinois Department of Transportation of the Bagelfest parade to be sponsored by the City of Mattoon.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2010-2800

WHEREAS, the **City of Mattoon** is sponsoring a **Parade** in the **City of Mattoon** which event constitutes a public purpose;

WHEREAS, this **Parade** will require the temporary closure of **US 45 / IL 121**, a State Highway in the **City of Mattoon** from **Western Avenue to Broadway Avenue**;

WHEREAS, Section 4-408 of the Illinois Highway Code Authorizes the Illinois Department of Transportation to issue permits to local authorities to temporarily close portions of State Highways for such public purposes.

NOW, THEREFORE, BE IT RESOLVED by the **Council** of the **City of Mattoon** that permission to close off **US 45 / IL 121** from **Western Avenue to Broadway Avenue** as above designated, be requested of the Illinois Department of Transportation.

BE IT FURTHER RESOLVED that this closure shall occur during the approximate time period between **10:30 AM** and **11:30 AM** on **July 17, 2010**.

BE IT FURTHER RESOLVED that this closure is for the public purpose of the **Bagelfest Parade**.

BE IT FURTHER RESOLVED that traffic from the closed portion of highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department and which is conspicuously marked for the benefit of traffic diverted from the State Highway. (The parking of vehicles shall be prohibited on the detour route to allow an uninterrupted flow of two-way traffic.)* The detour shall be as follows: **The parade will only be crossing the State route at an angle from Western Avenue to Broadway Avenue; therefore, a detour will not be necessary due to the ability to open the road to traffic as required.**

*To be used when appropriate.

BE IT FURTHER RESOLVED that the **City of Mattoon** assumes full responsibility for the direction, protection and regulation of the traffic during the time the detour is in effect.

BE IT FURTHER RESOLVED that the police officers or authorized flaggers shall at the expense of the **City of Mattoon** be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour.

BE IT FURTHER RESOLVED that police officers, flaggers and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

BE IT FURTHER RESOLVED that all debris shall be removed by the **City of Mattoon** prior to reopening the State Highway.

BE IT FURTHER RESOLVED that such signs, flags, barricades, etc., shall be used by the **City of Mattoon** as may be approved by the Illinois Department of Transportation. These items shall be provided by the **City of Mattoon**.

BE IT FURTHER RESOLVED that the closure and the detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices.

BE IT FURTHER RESOLVED that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for the traffic on intersecting highways pursuant to conditions noted above. (Note: This paragraph is applicable when the Resolution pertains to a Parade or when a detour is required)

BE IT FURTHER RESOLVED that the **City of Mattoon** hereby agrees to assume all liabilities and pay all claims for any damage which shall be occasioned by the closing described above.

BE IT FURTHER RESOLVED that the **City of Mattoon** shall provide a comprehensive general liability insurance policy or an additional endorsement in the amount of \$100,000 per person and \$500,000 on aggregate which as the Illinois Department of Transportation and its officials, employees and agents as insured's and which protects them from all claims arising from the requested road closing.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Illinois Department of Transportation so serve as a formal request for the permission sought in this resolution and to operate as part of the conditions of said permission.

PRESENTED this 16th day of February, **2010** A.D.

APPROVED this 16th day of February, **2010** A.D.

ADOPTED this 16th day of February, **2010** A.D.

/s/ David W. Cline
MAYOR

ATTEST:

/s/ Susan J. O'Brien
MUNICIPAL CLERK

Mayor Cline called for comments from the staff, public, and Council. There were no comments.

Mayor Cline declared the motion carried by the following votes: YEA Commissioner Ervin, Absent Commissioner Gover, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Cline.

Commissioner Hall seconded by Commissioner Rankin moved to adopt Resolution 2010-2801, giving notice to the Illinois Department of Transportation of the Veterans Day parade to be sponsored by the City of Mattoon.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2010-2801

WHEREAS, the **City of Mattoon** is sponsoring a **Parade** in the **City of Mattoon** which event constitutes a public purpose;

WHEREAS, this **Parade** will require the temporary closure of **US 45 / IL 121**, a State Highway in the **City of Mattoon** from **Western Avenue to Broadway Avenue**;

WHEREAS, Section 4-408 of the Illinois Highway Code Authorizes the Illinois Department of Transportation to issue permits to local authorities to temporarily close portions of State Highways for such public purposes.

NOW, THEREFORE, BE IT RESOLVED by the **Council** of the **City of Mattoon** that permission to close off **US 45 / IL 121** from **Western Avenue to Broadway Avenue** as above designated, be requested of the Illinois Department of Transportation.

BE IT FURTHER RESOLVED that this closure shall occur during the approximate time period between **10:00 AM** and **11:00 AM** on **November 11, 2010**.

BE IT FURTHER RESOLVED that this closure is for the public purpose of the **Veterans Day Parade**.

BE IT FURTHER RESOLVED that traffic from the closed portion of highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department and which is conspicuously marked for the benefit of traffic diverted from the State Highway. (The parking of vehicles shall be prohibited on the detour route to allow an uninterrupted flow of two-way traffic.)* The detour shall be as follows: **The**

parade will only be crossing the State route at an angle from Western Avenue to Broadway Avenue; therefore, a detour will not be necessary due to the ability to open the road to traffic as required.

*To be used when appropriate.

BE IT FURTHER RESOLVED that the **City of Mattoon** assumes full responsibility for the direction, protection and regulation of the traffic during the time the detour is in effect.

BE IT FURTHER RESOLVED that the police officers or authorized flaggers shall at the expense of the **City of Mattoon** be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour.

BE IT FURTHER RESOLVED that police officers, flaggers and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

BE IT FURTHER RESOLVED that all debris shall be removed by the **City of Mattoon** prior to reopening the State Highway.

BE IT FURTHER RESOLVED that such signs, flags, barricades, etc., shall be used by the **City of Mattoon** as may be approved by the Illinois Department of Transportation. These items shall be provided by the **City of Mattoon**.

BE IT FURTHER RESOLVED that the closure and the detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices.

BE IT FURTHER RESOLVED that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for the traffic on intersecting highways pursuant to conditions noted above. (Note: This paragraph is applicable when the Resolution pertains to a Parade or when a detour is required)

BE IT FURTHER RESOLVED that the **City of Mattoon** hereby agrees to assume all liabilities and pay all claims for any damage which shall be occasioned by the closing described above.

BE IT FURTHER RESOLVED that the **City of Mattoon** shall provide a comprehensive general liability insurance policy or an additional endorsement in the amount of \$100,000 per person and \$500,000 on aggregate which as the Illinois Department of Transportation and its officials, employees and agents as insured's and which protects them from all claims arising from the requested road closing.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Illinois Department of Transportation so serve as a formal request for the permission sought in this resolution and to operate as part of the conditions of said permission.

PRESENTED this 16th day of February, 2010 A.D.

APPROVED this 16th day of February, 2010 A.D.

ADOPTED this 16th day of February, 2010. A.D.

/s/ David W. Cline
MAYOR

ATTEST:

/s/ Susan J. O'Brien
MUNICIPAL CLERK

Mayor Cline called for comments from the staff, public, and Council. There were no comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, Absent Commissioner Gover, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Cline.

Commissioner Hall seconded by Commissioner Rankin moved to adopt Resolution 2010-2802, giving notice to the Illinois Department of Transportation of the Holiday parade to be sponsored by the City of Mattoon.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2010-2802

WHEREAS, the **City of Mattoon** is sponsoring a **Parade** in the **City of Mattoon** which event constitutes a public purpose;

WHEREAS, this **Parade** will require the temporary closure of **US 45 / IL 121**, a State Highway in the **City of Mattoon** from **Western Avenue to Broadway Avenue**;

WHEREAS, Section 4-408 of the Illinois Highway Code Authorizes the Illinois Department of Transportation to issue permits to local authorities to temporarily close portions of State Highways for such public purposes.

NOW, THEREFORE, BE IT RESOLVED by the **Council** of the **City of Mattoon** that permission to close off **US 45 / IL 121** from **Western Avenue to Broadway Avenue** as above designated, be requested of the Illinois Department of Transportation.

BE IT FURTHER RESOLVED that this closure shall occur during the approximate time period between **1:00 PM** and **2:00 PM** on **November 20, 2010**.

BE IT FURTHER RESOLVED that this closure is for the public purpose of the **Holiday Parade**.

BE IT FURTHER RESOLVED that traffic from the closed portion of highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department and which is conspicuously marked for the benefit of traffic diverted from the State Highway. (The parking of vehicles shall be prohibited on the detour route to allow an uninterrupted flow of two-way traffic.)* The detour shall be as follows: **The parade will only be crossing the State route at an angle from Western Avenue to Broadway Avenue; therefore, a detour will not be necessary due to the ability to open the road to traffic as required.**

*To be used when appropriate.

BE IT FURTHER RESOLVED that the **City of Mattoon** assumes full responsibility for the direction, protection and regulation of the traffic during the time the detour is in effect.

BE IT FURTHER RESOLVED that the police officers or authorized flaggers shall at the expense of the **City of Mattoon** be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour.

BE IT FURTHER RESOLVED that police officers, flaggers and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

BE IT FURTHER RESOLVED that all debris shall be removed by the **City of Mattoon** prior to reopening the State Highway.

BE IT FURTHER RESOLVED that such signs, flags, barricades, etc., shall be used by the **City of Mattoon** as may be approved by the Illinois Department of Transportation. These items shall be provided by the **City of Mattoon**.

BE IT FURTHER RESOLVED that the closure and the detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices.

BE IT FURTHER RESOLVED that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for the traffic on intersecting highways pursuant to conditions noted above. (Note: This paragraph is applicable when the Resolution pertains to a Parade or when a detour is required)

BE IT FURTHER RESOLVED that the **City of Mattoon** hereby agrees to assume all liabilities and pay all claims for any damage which shall be occasioned by the closing described above.

BE IT FURTHER RESOLVED that the **City of Mattoon** shall provide a comprehensive general liability insurance policy or an additional endorsement in the amount of \$100,000 per person and \$500,000 on aggregate which as the Illinois Department of Transportation and its officials, employees and agents as insured's and which protects them from all claims arising from the requested road closing.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Illinois Department of Transportation so serve as a formal request for the permission sought in this resolution and to operate as part of the conditions of said permission.

PRESENTED this 16th day of February, 2010 A.D.

APPROVED this 16th day of February, 2010 A.D.

ADOPTED this 16th day of February, 2010. A.D.

/s/ David W. Cline
MAYOR

ATTEST:

/s/ Susan J. O'Brien
MUNICIPAL CLERK

Mayor Cline called for comments from the staff, public, and Council. Mr. Herb Meeker inquired as to the name of the parade – Holiday or Christmas – with the Mayor stating “Holiday”.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, Absent Commissioner Gover, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Cline.

Mayor Cline seconded by Commissioner Ervin moved to adopt Resolution 2010-2803, authorizing an extension letter of credit for the final subdivision plat of Coles Centre Subdivision.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2010-2803

A RESOLUTION GRANTING AN EXTENSION OF THE LETTER OF CREDIT FOR THE FINAL SUBDIVISION PLAT OF COLES CENTRE SUBDIVISION

WHEREAS, Coles Centre L.L.C. as owner and Agracel Inc. as acting managing partner of the following described property:

A part of Section 16, Township 12 North, Range 8 East, of the Third Principal Meridian, Coles County, Illinois, being more particularly described as follows:

COMMENCING at the Northeast corner of the Southeast Quarter of said Section 16, being an iron pin; Thence, S 00° 46' 14" W, all bearings are referenced to the Illinois State Plane Coordinate System, East Zone Datum 1983, along the East line of the Southeast Quarter of said Section 16, to the Northeast corner of the Southeast Quarter of the Southeast Quarter of said Section 16, a distance of 1331.09, to a point; Thence, S 88° 45' 56" W, along the North line of the Southeast Quarter of the Southeast Quarter of said Section 16, to the West Right-of-Way line of Lerna Road, a distance of 1339.95 feet, to the POINT OF BEGINNING, being a point; Thence, S 00° 00' 24" W, along the West Right-of-Way line of Lerna Road, to the South line of said Section 16, a distance of 1332.88 feet, to an iron pin; Thence, S 88° 39' 33" W, along the South line of said Section 16, a distance of 1855.50 feet, to an iron pin; Thence, N 00° 17' 37" E, to the South line of the North Half of the Southwest Quarter of said Section 16, a distance of 1336.49 feet, to an iron pin; Thence, S 88° 45' 56" W, along the South line of the North Half of the Southwest Quarter of said Section 16, to the East Right-of-Way line of F.A.I. Route 04, a distance of 1720.98 feet, to an iron pin; Thence, N 04° 55' 25" E, along the East Right-of-Way line of F.A.I. Route 04, a distance of 234.86 feet, to an iron pin; Thence, N 17° 41' 38" E, continuing along the East Right-of-Way line of F.A.I. Route 04, a distance of 317.84 feet, to an iron pin; Thence, N 48° 25' 01" E, continuing along the

East Right-of-Way line of F.A.I. Route 04, a distance of 404.60 feet, to an iron pin; Thence, N 23° 47' 19" E, continuing along the East Right-of-Way line of F.A.I. Route 04, a distance of 352.33 feet, to an iron pin; Thence, N 73° 32' 46" E, continuing along the East Right-of-Way line of F.A.I. Route 04, a distance of 286.40 feet, to an iron pin; Thence, N 86° 54' 14" E, continuing along the East Right-of-Way line of F.A.I. Route 04, a distance of 500.62 feet, to an iron pin; Thence, N 86° 19' 58" E, continuing along the East Right-of-Way line of F.A.I. Route 04, to the South Right-of-Way line of F.A.I. Route 17, a distance of 250.45 feet, to an iron pin; Thence, N 89° 45' 57" E, along the South Right-of-Way line of F.A.I. Route 17, to the West Right-of-Way line of Lerna Road, a distance of 1923.02 feet, to an iron pin; Thence, S 31° 40' 02" E, along the West Right-of-Way line of Lerna Road, a distance of 114.27 feet, to an iron pin; Thence, S 00° 00' 24" W, along the West Right-of-Way line of Lerna Road, a distance of 1085.61 feet, to the POINT OF BEGINNING and containing 147.94 acres, more or less.

WHEREAS, Coles Centre L.L.C. presented a plat of Coles Centre Subdivision, which plat was approved January 20th, 2009, by the CITY COUNCIL OF THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, by Special Ordinance 2009-1316; and

WHEREAS, Coles Centre L.L.C. as owner and Agracel Inc. as acting managing partner has requested an extension of the Letter of Credit 09-01, for a 12 month period ending January 20th, 2011; and

WHEREAS, Coles Centre Hospitality purchased approximately 23 acres from Coles Centre LLC for a proposed construction of a hotel and convention center; and

WHEREAS, The construction of the public improvements are to coincide with the construction of the hotel and convention center.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. Pursuant to enabling authority, that the Letter of Credit for Coles Centre Subdivision, be granted an extension for a 12 month period end January 20th, 2011.

Upon motion by Mayor Cline, seconded by Commissioner Ervin, adopted this 16th day of February, 2010, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall,
Commissioner Rankin, Mayor Cline
NAYS (Names): None
ABSENT (Names): Commissioner Gover

Approved this 16th day of February, 2010.

/s/ David W. Cline
David W. Cline, Mayor
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on February 17, 2010.

Mayor Cline called for comments from the staff, public, and Council. Coordinator Gill stated no construction had commenced and the extension was for the owners' commitments. Attorney & Treasurer Owen stated the letter of credit was to be used only if the public improvements were not completed. Administrator McLaughlin stated the necessity for extending letter of credits before they expire. Mr. Meeker reiterated the letter of credit was for infrastructure and no City financing.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, Absent Commissioner Gover, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Cline.

Mayor Cline seconded by Commissioner Hall moved to approve Council Decision Request 2010-1056, designating an additional FOIA officer for the Mattoon Police Department.

Mayor Cline called for comments from the staff, public, and Council. Chief Griffith noted with the current time limits of FOIA, the Police Department required an additional officer during times of vacation, sickness, etc.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, Absent Commissioner Gover, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Cline.

Commissioner Rankin seconded by Commissioner Ervin moved to approve Council Decision Request 2010-1057, authorizing the procurement of a replacement raw water pump at the Waste Water Treatment Plant in the amount of \$15,794.00 from Decatur Industrial Electric.

Mayor Cline called for comments from the staff, public, and Council. Director Wortman stated the City has three raw water pumps, the need for replacing a substandard one, and the lowest quote.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, Absent Commissioner Gover, Absent Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Cline.

Mayor Cline seconded by Commissioner Ervin moved to approve Council Decision Request 2010-1058, ratifying the re-appointments of W.D. Fisher (4/30/2013), David Moberley (4/30/2014), Mary Pollum (4/30/2015), Mike Ramage (4/30/2015), and Bill Whitworth (4/30/2013) to the Zoning Board of Appeals as nominated by Mayor Cline for terms of five years.

Mayor Cline called for comments from the staff, public, and Council. There were no comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, Absent Commissioner Gover, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Cline.

Council Decision Request 2010-1059, approving and accepting a proposal from West & Company, L.L.C. for auditing services in connection with April 30, 2010, April 30, 2011, and April 30, 2012 financial statements in the amounts of \$47,900; \$48,900; and \$49,500 respectively was pulled from the agenda for consideration at the next meeting.

Mayor Cline seconded by Commissioner Ervin moved to recess to closed session at 6:54 p.m. pursuant to the Illinois Open Meetings Act for the purpose of considering employment, performance or dismissal of employees of the municipality (5 ILCS 120(2)(c)(1)).

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, Absent Commissioner Gover, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Cline.

Council reconvened at 7:19 p.m.

Commissioner Hall seconded by Commissioner Rankin moved to adjourned at 7:19 p.m.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, Absent Commissioner Gover, YEA Commissioner Hall, YEA Commissioner Rankin, YEA Mayor Cline.

/s/ Susan J. O'Brien
City Clerk